FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE ATTORNEY'S DOCKET NUMBER TRANSMITTAL LETTER TO THE UNITED STATES 288272US0PCT DESIGNATED/ELECTED OFFICE (DO/EO/US) U.S. APPLICATION NO. (If known, see 37 CFR 1.5) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAIMED PCT/JP04/19437 December 24, 2004 December 26, 2003 TITLE OF INVENTION COMPOSITION FOR PREVENTING AND TREATING HEPATOMA APPLICANT(S) FOR DO/EO/US Kazumi YAGASAKI, et al. Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. X This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. 🖂 The US has been elected (Article 31). 5. 🔯 A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is attached hereto (required only if not communicated by the International Bureau). has been communicated by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). is attached hereto. has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. I are attached hereto (required only if not communicated by the International Bureau). have been communicated by the International Bureau.

8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). If the declaration is in a language other than the English language, it is accompanied by an English translation. The translation is accurate (37 CFR 1.69) An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. A copy of the International Search Report (PCT/ISA/210). Items 13 to 23 below concern document(s) or information included: 13. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. a. PTO-1449 b. Cited References c. Statement of Relevancy List of Related Cases. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment. 17. An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. A second copy of the published International Application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 23. 🔯 Other items or information: Notice of Priority, Request for Consideration of Documents Cited in International Search Report, PCT/IB/304, Drawings (5 Sheets), Amended Specification (36 pages) Page 1 of 2 PCT/US1/REV06

have not been made; however, the time limit for making such amendments has NOT expired.

have not been made and will not be made.

0.5. AFFECATION 57 2 943		PCT/JP04	PCT/JP04/19437		288272USOPCT	
The following fee	s are submitted:	1 0 1/01 0 11		<u></u>	CALCULATIONS	PTO USE ONLY
24. Basic natio	onal fee			\$300	\$300.00	
25. X Examination fee					\$300.00	<u> </u>
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations					\$200.00	
26. Search fee					4200.00	
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0  Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority					\$400.00	
TOTAL OF 24, 25 AND 26 =					\$900.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.						
	tra Sheets Number	of each additional 50 or ereof (round up to a who		RATE		
- 100 = 0	) / 50 =	0	х	\$250.00	\$0.00	
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).						
or declaration at	NUMBER FILED	NUMBER EXTRA	age (37 	CFR 1.492(h)). RATE	\$0.00	
Total claims	8 - 20 =	0	<del></del>			<del></del>
Independent claims	1 - 3=	0	×	\$50.00	\$0.00	
		I	L	\$200.00	\$0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) + \$360.00  TOTAL OF ABOVE CALCULATIONS =					\$360.00	
					\$1,260.00	
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					\$0.00	
SUBTOTAL =					\$1,260.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).					\$0.00	
TOTAL NATIONAL FEE =					\$1,260.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be						
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +  Petition fee of \$1,500.00 for Petition to Revive (37 CFR 1.137 (b)). +					\$0.00	
TOTAL FEES ENCLOSED =					\$0.00 \$1,260.00	
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					refunded:	\$
					Amount to be charged:	\$
a. A check in the	amount of \$ to cov	er the above fees is enc	losed.		Chargeu.	
b. Please charge	my Deposit Account No	. <u>15-0030</u> in the amount	of \$	_ to cover the abo	ove fees.	
c.	s hereby authorized to ch A duplicate copy of this s	narge any additional fees sheet is enclosed.	which i	may be required,	or credit any overpayme	nt to Deposit Account
d. Fees are to be be included o	e charged to a credit card on this form. Provide cre	I. WARNING: Information	on on thi	is form may beco	ome public. <b>Credit card i</b> i	nformation should not
NOTE: Where an app		ler 37 CFR 1.495 has no	ot been	met a petition t	to revive (37 CFR 1.137)	(a) or (b)) must be
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Fax. (703) 413-2220 (OSMMN 1/06) <u>24,618</u> REGISTRATION NUM					Registration No. 34,423	

## IAPO REC'OPCIPTO 2 2 MAR 2006

DOCKET NO.: 288272US0PCT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kazumi YAGASAKI, et al.

SERIAL NO.: NEW U.S. PCT APPLICATION

FILED: HEREWITH

INTERNATIONAL APPLICATION NO.: PCT/JP04/19437 INTERNATIONAL FILING DATE: December 24, 2004

FOR: COMPOSITION FOR PREVENTING AND TREATING HEPATOMA

## REQUEST FOR CONSIDERATION OF DOCUMENTS CITED IN INTERNATIONAL SEARCH REPORT

Commissioner for Patents Alexandria, Virginia 22313

Sir:

In the matter of the above-identified application for patent, notice is hereby given that applicant(s) request that the Examiner consider the documents cited in the International Search Report according to MPEP §609 and so indicate by a statement in the first Office Action that the information has been considered. When the Form PCT/DO/EO/903 indicates both the search report and copies of the documents are present in the national stage file, there is no requirement for the applicant(s) to submit them (1156 O.G. 91 November 23, 1993).

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number 22850

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Surinder Sachar

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